PTO/SB/21 (09-04) MODIFIED

OVPETRANSMITTAL.		Application Number:	10/77	10/777,764			
		Filing Date:	February 12, 2004				
		First Named Inventor:	Geoffrey McLennan				
		Art Unit:	2882				
<u>\$</u> /		Examiner Name:	Unknown				
Total Number of Pages in this Submission:		:	Attorney Docket Number:	er: IOWA:047US			
ENCLOSURES (check all that apply)							
Fee Atta	Fee Transmittal Form Fee Attached  Amendment/Reply		□ Drawings(s)      □ Licensing-related Papers      □ Petition      □ Petition to Convert to a Provisional Application      □ Power of Attorney, Revocation, Change of Correspondence Address      □ Statement under 37 CFR §3.73(b)      □ Designation of Patent Practitioners      □ Terminal Disclaimer      □ Request for Refund      □ CD, Number CD(s)      □ Landscape Table on CD		Appeal Co	After Allowance Communication to TC  Appeal Communication to Board of Appeals and Interferences	
After Final Affidavits/declaration(s)  Extension of Time Request  Express Abandonment Request  Information Disclosure Statement Form PTO-1449 References C1-C11  Certified Copy of Priority Documents  Reply to Missing Parts/ Incomplete Application Reply to Missing		Per Ap			Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)  Proprietary Information  Status Letter  Other Enclosure(s) (please identify below)  Check in the amount of \$  Authorized to be charged to deposit account if check insufficient or inadvertently omitted Deposit account number: 50-1212/IOWA:047US  Sequence Statement  Paper Copy of Sequence Listing  Computer Readable Form (CRF)  Postcard		
Parts/Requirements  Declaration(s)  Copy of Notice of Missing Parts/Requirements		Remai	rks:				
		SIGNATUI	RE OF APPLICANT, ATTOR	NEY,	OR AGENT		<del> =</del>
Firm Name	Fulbright & Jayy				Customer Number	er	32425
Signature	Single At the state of the stat						
Printed Name   Mark T. Garrett		tt	<u> </u>		Reg. No		44,699
Date February 7, 2006							
CERTIFICATE OF TRANSMISSION/MAILING							
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: MS AMENDMENT, Compaissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:							
Signature		Wart	Sauett				
Typed or Printed Name		Mark T. G	Mark T. Garrett			Fel	bruary 7, 2006

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#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Geoffrey McLennan et al.

Serial No.: 10/777,764

Filed: February 12, 2004

For: METHODS AND DEVICES USEFUL FOR

ANALYZING COLOR MEDICAL

**IMAGES** 

Group Art Unit: 2882

Examiner: Unknown

Atty. Dkt. No.: IOWA:047US

CERTIFICATE OF MAILING 37 C.F.R 1.8

I certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail in an envelope addressed to: MS AMENDMENT, Commissioner for Patents, P.O. Box 1450

Alexandria, VA 22313-1450, on the date below

February 7, 2006

Date

Mark T. Garrett

### **INFORMATION DISCLOSURE STATEMENT**

MS AMENDMENT

Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450

Sir:

In compliance with the duty of disclosure under 37 C.F.R. § 1.56, it is respectfully requested that this Information Disclosure Statement be entered and the documents listed on attached Form PTO-1449 be considered by the Examiner and made of record. Copies of the listed documents required by 37 C.F.R. § 1.98(a)(2) are enclosed for the convenience of the Examiner.

In accordance with 37 C.F.R §§ 1.97(g), (h), this Information Disclosure Statement is not to be construed as a representation that a search has been made, and is not to be construed to be

an admission that the information cited is, or is considered to be, material to patentability as

defined in 37 C.F.R. § 1.56(b).

References C2, C3, C4, C8, C9 and C10 are filed in color. The Examiner is encouraged

to consult the originals if the scanned versions are not in color or otherwise clear.

The present Information Disclosure Statement is being filed prior to the receipt of a first

Official Action reflecting an examination on the merits, and hence is believed to be timely filed

in accordance with 37 C.F.R § 1.97(b). No fees are believed to be due in connection with the

filing of this Information Disclosure Statement, however, should any fees under 37 C.F.R.

§§ 1.16 to 1.21 be deemed necessary for any reason relating to these materials, the

Commissioner is authorized to deduct the appropriate fees from Fulbright & Jaworski Deposit

Account No.: 50-1212/IOWA:047US.

Applicants respectfully request that the listed documents be made of record in the present

case.

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Respectfully submitted,

Mark T. Garrett Reg. No. 44,699

Attorney for Applicants

FULBRIGHT & JAWORSKI L.L.P. 600 Congress Avenue, Suite 2400 Austin, Texas 78701 (512) 474-5201

Date:

February 7, 2006

FEB 16200Forth PTO-1449 (modified)

of Patents and Publications for Applicant's

Atty. Docket No. IOWA:047US

Serial No. 10/777,764

**Applicant** 

Geoffrey McLennan et al.

INFORMATION DISCLOSURE STATEMENT

(Use several sheets if necessary)

Filing Date: February 12, 2004

Group: 2882

**U.S. Patent Documents** See Page 1

**Foreign Patent Documents** See Page 1

Other Art See Page 1

#### **U.S. Patent Documents**

Exam. Init.	Ref. Des.	Document Number	Date	Name	Class	Sub Class	Filing Date of App.
	Al	5,345,315	9/6/94	Shalit	358	406	3/20/92
	A2	5,374,965	12/20/94	Kanno	348	705	11/25/91
	A3	5,398,684	3/21/95	Hardy	128	653.1	3/31/92
	A4	5,712,966	1/27/98	Nadachi	395	128	1/23/96
	A5	5,827,190	10/27/98	Palcic et al.	600	476	8/19/96
	A6	5,836,877	11/17/98	Zavislan	600	407	2/24/97
	A7	6,081,612	6/27/00	Gutkowicz-Krusin et al.	382	128	2/27/98
	A8	6,415,048	4/2/02	Schneider	382	131	4/7/95
	A9	6,501,849	12/31/02	Gupta et al.	382	141	12/29/99
	A10	6,504,895	1/7/03	Dixon et al.	378	19	1/31/01
	A11	6,507,632	1/14/03	Hsieh	378	4	10/16/01
	A12	6,508,768	1/21/03	Hall et al.	600	443	9/17/01
	A13	6,516,277	2/4/03	Edgecombe et al.	702	27	2/4/02
	A14	6,519,355	2/11/03	Nelson	382	133	1/22/02

### **Foreign Patent Documents**

Exam. Init.	Ref. Des.	Document Number	Date	Country	Class	Sub Class	Translation Yes/No

## Other Art (Including Author, Title, Date Pertinent Pages, Etc.)

Exam. Init.	Ref. Des.	Citation			
	CI	Chang and Reid, "RGB calibration for color image analysis in machine vision," <i>IEEE Trans. On Image Processing</i> , 5(10):1414,1422, 1996.			

25617763.1

**EXAMINER:** 

**DATE CONSIDERED:** 

EXAMINER: INITIAL IF REFERENCE CONSIDERED, WHETHER OR NOT CITATION IS IN CONFORMANCE WITH MPEP609; DRAW LINE THROUGH CITATION IF NOT IN CONFORMANCE AND NOT CONSIDERED. INCLUDE COPY OF THIS FORM WITH NEXT COMMUNICATION TO APPLICANT.

Form PTO-1449 (modified)		Atty. Docket No. IOWA:047US	Serial No. 10/777,764	
List of Patents and Publications for	Applicant's	Applicant Geoffrey McLennan et al.		
Information Disclosure S <sup>2</sup>	<b>FATEMENT</b>			
(Use several sheets if necessa	ry)	Filing Date: February 12, 2004	Group: 2882	
U.S. Patent Documents Foreig		atent Documents	Other Art	
See Page 1		ee Page 1	See Page 1	

# Other Art (Including Author, Title, Date Pertinent Pages, Etc.)

Exam. Init.	Ref. Des.	Citation
	C2	Gopalakrishnan <i>et al.</i> , "Color analysis of the human airway wall," Proceedings of the SPIE 4683:341-351, 2002. (Provided in color).
	C3	Gopalakrishnan, "Color analysis of the human airway wall," thesis presented less than one year prior to February 12, 2004. (Provided in color).
	C4	Gopalakrishnan, "Color analysis of the human airway wall," November 6, 2002. (Provided in color).
	C5	Herbin et al., "Assessment of healing kinetics through true color imaging processing," IEEE Trans. Medical Imaging, 12(1):39-43, 1993.
	C6	Herbin et al., "Color quantitation through image processing in dermatology," IEEE Trans. On Medical Imaging, 9(3):262-269, 1990.
	C7	Nischik and Forster, "Analysis of skin erythema using true-color images," <i>IEEE Trans. Medical Imaging</i> , 16(6):711-716, 1997.
	C8	Suter et al., "Evaluation of the human airway with multi-detector x-ray-computed tomography and optical imaging," Physiological Measurement, 25:1-11, 2004. (Provided in color).
	C9	Suter <i>et al.</i> , "Pulmonary disease detection based on airway mucosal color," In: Amer. J. Respiratory and Critical Care Medicine, 167:A584, 2003. (Provided in color).
	C10	Suter <i>et al.</i> , "Three-dimensional true color topographical analysis of the pulmonary airways," Proceedings of the SPIE, 5369: 189-198, 2004. (Provided in color).
	CII	Vander Haeghen <i>et al.</i> , "An imaging system with calibrated color acquisition for the use in dermatology," <i>IEEE Trans. Medical Imaging</i> , 19(7):722-730, 2000.

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